

APR 08 2005

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**Date:** April 8, 2005

**To:** United States Patent & Trademark Office

**Company:**

**Fax No.:** 1-703-872-9306

**From:** Nelson D. Nolte

**No. of Pages, Including Cover:** 6

**Re:** I.UMA 7366D1 – Response to Office Action

**Comments:**

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**CONFIRMING COPY TO BE MAILED:** YES ☐ NO ☒

**IF YOU HAVE ANY PROBLEMS WITH THIS TRANSMISSION, PLEASE CONTACT THE SENDER AT (314) 238-2400**

Docket No.: IUJA 7366D1

Date: April 8, 2005

In re application of: Isidore I. Lamke, et al.	
Serial No.: 10/787,494	Group No.: 2875
Filed: February 25, 2004	Examiner: Anabel M. Ton
For: LED LAMP ASSEMBLY	

Mail Stop AMENDMENT  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Transmitted herewith is:

☒ An amendment in the above-identified application in response to the Office

Action mailed March 29, 2005;

☒ No fee is required.

Small Entity Status:

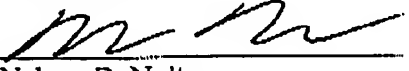
☒ Applicant claims small entity status.☐ Applicant DOES NOT claim small entity status.

The fee has been calculated as shown:

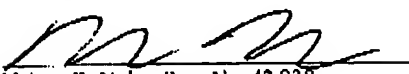
CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate - Other Than A Small Entity	Rate Small Entity	Additional Fee
Total Claims	24 -	24	0	\$50.00	\$25.00	\$0.00
Indep. Claims	4 -	4	0	\$200.00	\$100.00	\$0.00
Total Additional Fee:						\$0.00

No fee is due.

The Commissioner is hereby authorized to charge any additional fees or credit overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account 162201. *Duplicate copies of this sheet are enclosed.*

  
Nelson D. Nolte  
Registration No: 42,938

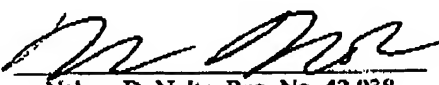
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office Fax No. 703-872-9306 on April 8, 2005.

  
Nelson D. Nolte, Reg. No. 42,938

APR 8 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>APPLICANT:</b>	Isidore I. Lamke <i>et al.</i>	<div>I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office Fax No. 703-872-9306 on April 8, 2005.</div> <div> Nelson D. Nolte, Reg. No. 42,938</div>
<b>SERIAL NO.:</b>	10/787,494	
<b>FILED:</b>	February 25, 2004	
<b>EXAMINER:</b>	Anabel M. Ton	
<b>DOCKET NO.:</b>	LUMA 7366D1	
<b>ART UNIT:</b>	2875	
<b>FOR:</b>	LED LAMP ASSEMBLY	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

Honorable Commissioner:

In response to the Office Action mailed March 29, 2005, it is respectfully requested that the Commissioner reconsider the rejections made in view of the following amendments and remarks.

**REMARKS**

The Examiner has rejected claims 18-23 of the present application under the judicially created doctrine of obviousness-type double patenting in view of claims 9-15 of U.S. Patent No. 6,739,733. Applicants respectfully traverse this rejection in that 35 U.S.C. § 121 prevents the Examiner from restricting a claim from an application and then subsequently holding that the same claim is an obvious variation of the claims of the application from which it was restricted.